

jc903 U.S. PTO
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PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 34580.001CC

First Inventor	Paul Swift
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<i>Title</i>	Bicycle Pedal That Can Fit A Multiplicity...
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Express Mail Label No. EL728641048US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 41]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table,
or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure

4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 15]
5. Oath or Declaration [Total Pages 7]
- a. ☒ Newly executed (original or copy)
Copy from a prior application (37 CFR 1.63 (d))
- b. ☐ (for continuation/divisional with Box 18 completed)
- i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - i i. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
 10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
 11. ☐ English Translation Document *(if applicable)*
 12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
 13. ☐ Preliminary Amendment
 14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
 15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
 16. ☒ Nonpublication Request under 35 U.S.C. 122
 (b)(2)(B)(i). Applicant must attach form PTO/SB/35
 or its equivalent.
 17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:


☐ Continuation
 ☐ Divisional
 ☒ Continuation-in-part (CIP)
 of prior application No.: 09 / 360,561
 Prior application information:
 Examiner Vinh T. Luong
 Group Art Unit: 3682

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label  or ☒ Correspondence address below

Name	ROZSA & CHEN LLP				
Address	15910 Ventura Boulevard				
	Suite 1601				
City	Encino	State	CA	Zip Code	91436
Country	USA	Telephone	(818)783-0990	Fax	(818) 783-0992

Name (Print/Type)	Thomas I. Rozsa	Registration No. (Attorney/Agent)	29,210
Signature		Date	10-10-01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)

370.00

Complete if Known

Application Number
Filing Date
First Named Inventor Paul Swift
Examiner Name
Group Art Unit
Attorney Docket No. 34580.001CC

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number

18-2222

Deposit Account Name

ROZSA & CHEN LLP

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$)

101 740 370 Utility filing fee

106 330 206 165 Design filing fee

107 490 207 245 Plant filing fee

108 710 208 355 Reissue filing fee

114 150 214 75 Provisional filing fee

Fee Paid

370

SUBTOTAL (1) (\$)

370.00

2. EXTRA CLAIM FEES

Total Claims 4 -20** = 0 X Fee from below = 0
Independent Claims 3 -3** = 0 X Fee Paid = 0
Multiple Dependent =

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$)

103 18 203 9 Claims in excess of 20

102 80 202 42 Independent claims in excess of 3

104 270 204 135 Multiple dependent claim, if not paid

109 80 209 40 ** Reissue independent claims over original patent

110 18 210 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Code	Large Entity (\$)	Small Entity (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65		Surcharge - late filing fee or oath	
127	50	227	25		Surcharge - late provisional filing fee or cover sheet	
139	130	139	130		Non-English specification	
147	2,520	147	2,520		For filing a request for ex parte reexamination	
112	920*	112	920*		Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*		Requesting publication of SIR after Examiner action	
115	110	215	55		Extension for reply within first month	
116	390	216	195		Extension for reply within second month	
117	890	217	445		Extension for reply within third month	
118	1,390	218	695		Extension for reply within fourth month	
128	1,890	228	945		Extension for reply within fifth month	
119	310	219	155		Notice of Appeal	
120	310	220	155		Filing a brief in support of an appeal	
121	270	221	135		Request for oral hearing	
138	1,510	138	1,510		Petition to institute a public use proceeding	
140	110	240	55		Petition to revive - unavoidable	
141	1,240	241	620		Petition to revive - unintentional	
142	1,240	242	620		Utility issue fee (or reissue)	
143	440	243	220		Design issue fee	
144	600	244	300		Plant issue fee	
122	130	122	130		Petitions to the Commissioner	
123	50	123	50		Processing fee under 37 CFR 1.17(q)	
126	180	126	180		Submission of Information Disclosure Stmt	
581	40	581	40		Recording each patent assignment per property (times number of properties)	
146	710	246	355		Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355		For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355		Request for Continued Examination (RCE)	
169	900	169	900		Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Name (Print/Type)

Thomas I. Rozsa

Registration No.
(Attorney/Agent)

29,210

Complete (if applicable)

Telephone

(818) 783-0990

Signature

Thomas I. Rozsa

Date

10-10-01

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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Paul Swift
Title	Bicycle Pedal That Can Fit A Multiplicity Of Shoe Cleats
Atty Docket Number	34580.001CC

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10-10-01

Date

Thomas I Rozsa

Signature

Thomas I. Rozsa

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Practitioner's Docket No. 34580.001C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Paul Swift

Application No.: 09 / 360,561 Group No.: 3682

Filed: 05/26/1999 Examiner: Vinh T. Luong

For: BICYCLE PEDAL THAT CAN FIT A MULTIPLE OF SHOE CLEATS

Assistant Commissioner for Patents
Washington, D.C. 20231

**NOTIFICATION OF FILING OF CONTINUING,
DIVISIONAL OR CONTINUED PROSECUTION APPLICATION**

Notification is hereby being made of the filing of a:

- ☐ continuation
- ☒ continuation-in-part
- ☐ divisional
- ☐ continued prosecution

application for this case

- ☒ concurrently herewith.
- ☐ on _____

Date

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

37 C.F.R. § 1.8(a)

- ☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

- ☒ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

Express Mail No. EL 728641048 US

- ☐ transmitted by facsimile to the Patent and Trademark Office.


Signature

Date: October 10, 2001

Thomas I. Rozsa

(type or print name of person certifying)

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(Notification of Filing of Continuing, Divisional or Continued Prosecution Application [4-9] (page 1 of 2))

Reg. No. 29,210

Tel. No.: (818) 783-0990

Customer No.: 021907

Thomas I Rozsa 10/10/01
SIGNATURE OF PRACTITIONER

Thomas I. Rozsa

(type or print name of practitioner)

ROZSA & CHEN LLP

15910 Ventura Boulevard, Suite 1601

P.O. Address

Encino, California 91436-2815

FOOTER 2452660

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 34580.001CC

IN THE APPLICATION OF THE CONTINUATION-IN-PART OF CO-PENDING
APPLICATION SERIAL NO. 09/360,561 FILED ON 05/26/1999:

Inventor: Paul Swift

For: BICYCLE PEDAL THAT CAN FIT A MULTIPLICITY OF
SHOE CLEATS

Attorney: Thomas I. Rozsa

Registration No: 29,210

Telephone: (818) 783-0990

CHART TO COMPARE FIGURES FROM PARENT APPLICATION 09/360,561
FILED ON 5/26/1999 TO FIGURES FOR NEW CIP PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In order to facilitate an examination of the new CIP Application being filed concurrently herewith, Applicant is providing to the Assistant Commissioner for Patents a table setting forth a comparison of the figures that were set forth in the original patent application 09/360,561 filed on 05/26/1999 and how those figures now relate to the new CIP Patent Application being filed concurrently herewith.

Figures From Patent Application
Serial No. 09/360,561 Filed 05/26/99Figures In New CIP Patent Application
Filed Concurrently Herewith

Figure 1	No change
Figure 2	No change
Figure 3	No change
Figure 4a	No change
Figure 4b	No change
Figures 5a	Deleted
Figure 5b	Deleted
Figure 5c	Deleted
Figure 6a	Now FIG. 5a
Figure 6b	Now FIG. 5b
Figure 7a	Now FIG. 6a
Figure 7b	Now FIG. 6b
Figure 8a	Now FIG. 7a
Figure 8b	Now FIG. 7b
Figure 8c	Now FIG. 7c
Figure 9a	Now FIG. 8a
Figure 9b	Now FIG. 8b
Figure 10a	Now FIG. 9a
Figure 10b	Now FIG. 9b
Figure 10c	Now FIG. 9c
Figure 11a	Now FIG. 10a
Figure 11b	Now FIG. 10b
Figure 12	Now FIG. 11

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New FIG. 12

New FIG. 13

New FIG. 14

New FIG. 15

New FIG. 16

New FIG. 17

New FIG. 18

New FIG. 19

New FIG. 20

New FIG. 21

New FIG. 22

New FIG. 23

New FIG. 24

New FIG. 25

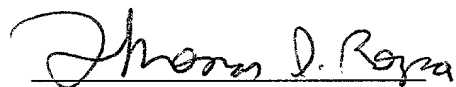
New FIG. 26

New FIG. 27

New FIG. 28

Respectfully submitted,

Dated: 10/10/01


Thomas I. Rozsa
Registration No. 29, 210

634;cht

Attorney's Docket No. 34580.001CC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Serial No.: 0 (to be assigned) Group No.:

Filed: Examiner:

For:

Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EL 728641048 US

Date of Deposit October 10, 2001

I hereby certify that the following *attached* paper or fee

COMBINED DECLARATION AND POWER OF ATTORNEY
for the Invention

Entitled: BICYCLE PEDAL THAT CAN FIT A MULTIPLICITY OF SHOE CLEATS

by Inventor(s): Paul Swift

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Thomas I. Rozsa, Esq.

Typed or printed name of person mailing paper or fee

Thomas I Rozsa 10/10/01

Signature of person mailing paper or fee

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(Express Mail Certificate (8-3))

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Serial No.: 0 / (to be assigned) Group No.:

Filed: _____ **Examiner:** _____

For:

Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EL 728641048 US

Date of Deposit October 10, 2001

I hereby certify that the following *attached* paper or fee

PATENT SPECIFICATION, CLAIMS AND ABSTRACT

Entitled:

BICYCLE PEDAL THAT CAN FIT A MULTIPLICITY OF SHOE CLEATS

By Inventor(s): Paul Swift

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Thomas I. Rozsa

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Thomas J. Ryan 10/16/01

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